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CITY AND COUNTY OF SAN FRANCISCO
AND GEORGE BUTTERWORTH

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

JOHN TENNISON,

Plaintiff,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, SAN FRANCISCO POLICE
DEPARTMENT, EARL SANDERS,
NAPOLEON HENDRIX AND GEORGE
BUTTERWORTH,

Defendants.

Case No. C 04-0574 CW

**STIPULATION AND ORDER
CONTINUING FURTHER CASE
MANAGEMENT CONFERENCE**

RECITAL

This Court's Case Management Order of April 6, 2006, set a further case management conference in this matter for October 6, 2006, at 1:30 p.m. The Order noted, "If no decision is made by the Ninth Circuit [regarding pending appeals of this Court's partial denial of summary judgment motions to certain defendants] by October 6, 2006, the parties can stipulate to continue the Case Management Conference." Document 503 at 2.

No decision has yet been made by the Ninth Circuit. Under the current briefing schedule for consolidated appeal Nos. 06-15260 and 06-15426, appellees' answering briefs are due December 18, 2006, and appellants' reply briefs are due March 5, 2007. The parties anticipate that the Ninth Circuit will hand down a decision no sooner than three months after briefing is complete.

The parties therefore request that this Court continue the October 6, 2006 further case management conference to June 8, 2007, at 1:30 p.m.. Should the Ninth Circuit dispose of the appeal before that date, the parties will notify the Court so that the further case management conference may be advanced.

STIPULATION

For the foregoing reason, the parties, through their undersigned counsel, stipulate and agree to entry of an order continuing the further case management conference from October 6, 2006, at 1:30 p.m., to June 8, 2007 at 1:30 p.m.

Dated: September 28, 2006

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
Chief Trial Deputy
CHRISTINE VAN AKEN
Deputy City Attorney

By: _____/s/_____
CHRISTINE VAN AKEN
Attorneys for Defendants
CCSF AND GEORGE BUTTERWORTH

1 Dated: September 25, 2006

2 JAMES QUADRA, ESQ.
3 MOSCONE, EMBLIDGE & QUADRA, LLP

4 By: _____/s/_____
5 JAMES QUADRA*
6 Attorneys for Defendants EARL SANDERS and
7 NAPOLEON HENDRIX

8 Dated: September 27, 2006

9 ELLIOT R. PETERS, ESQ.
10 KEKER & VAN NEST, LLP

11 By: _____/s/_____
12 ELLIOT R. PETERS*
13 Attorneys for Plaintiff JOHN TENNISON

14 Dated: September 28, 2006

15 JOHN HOUSTON SCOTT, ESQ.
16 THE SCOTT LAW FIRM

17 By: _____/s/_____
18 JOHN HOUSTON SCOTT*
19 Attorneys for Plaintiff ANTOINE GOFF


20 *The filer of this document attests that concurrence in the filing of this document has been
21 obtained from the signatories.

22 **ORDER**

23 GOOD CAUSE appearing, it is HEREBY ORDERED that the further case management
24 conference in this matter is continued pursuant to the terms of the foregoing stipulation.

25 IT IS SO ORDERED.

26 10/2/06
27 Dated:

28 

THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE